IN THE HIGH COURT OF JUDICATURE AT PATNA
Cr.Misc. No.17489 of 2008
Sujeet Rai & Ors.Vrs.The State of Bihar
Cr.Misc.No.17501 of 12008
Ram Dayal Rai & Ors.Vrs.The State of Bihar
Cr.Misc.No. 17542 of 2008
Sarjug Rai …Vrs…The State of Bihar
Cr.Misc.No. 18497 of 2008
Shailendre Rai @ Shailendra Kr.Rai.Vrs.The State of Bihar

2/ 13.5.2008 Since both the above four applications arise out of one and the same P.S.Case, they have been heard together and are being disposed of by this common order.

According to informant Parmanand Singh, on 13.11.2007 the accused persons including these petitioners variously armed arrived at the field of the informant and forcibly they tried to plough his field. The allegation is that, in the meantime, Suresh Rai fired which caused injury on the chest of informant's brother Umesh Rai and thereafter Chandan Rai fired causing injury to said Umesh Rai on his head as a result of which he fell down and died. Further allegation is that accused Uma Rai, Dina Rai and Ram Dayal Rai encircled informant's another brohter Arbind Rai and thereafter Uma Rai fired form his pistol which hit on the left wrist of Arbind Rai and thereafter Deena Rai fired from his country made rifle which hit in the left hand of Arbind Rai and he fell down and then Ram Dayal Rai assaulted him with lathi on his head. Another accused Shiv Shankar Rai fired on Anil Rai,another brother of informant, causing injury on his face. Thereafter other co-accused assaulted with lathi, rod etc.to other persons whose names are mentioned in the first information report.

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Submission is that there is no allegation of firing by the above petitioners on the deceased and there is no allegation that they have caused any serious injury to others.

The prayer for bail of these petitioners has been opposed by learned A.P.P. assisted by learned counsel appearing for the informant.

Considering the facts and circumstances of the case, let petitioners namely, Sujeet Rai, Udit Rai, Radhey Shyam Rai, Dileep Rai, Chandra Shekhar Rai (Cr.Misc.No. 17489 of 2008), Ram Dayal Rai,Jamun Rai, Bishundeo Rai, Ashok Rai, Basket Rai,Sohrai Rai, Ram Pravesh Rai (Cr.Misc.No.17501 of 2008), Sarjug Rai (Cr.Misc.No. 17542 of 2008) and Shailendre Rai alias Shailendra Kr.Rai (Cr.Misc.No. 18497 of l2008), be released on bail on their furnishing bail bonds of Rs.10,000/-(ten thousand) each with two sureties of the like amount each to the satisfaction of Additional Chief Judicial Magistrate, Patna City in Gaurichak P.S.case No. 108 of 2007.

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Tahir/- **(Shyam Kishore Sharma, J.)**